

UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF MISSOURI  
EASTERN DIVISION

FRANK WEBER, )  
                  )  
Plaintiff,      )  
                  )  
vs.              )      Case No. 4:11CV429 CDP  
                  )  
ROBERT CARMONA, et al.,    )  
                  )  
Defendants.      )

**MEMORANDUM AND ORDER**

This matter is before me on defendants' motion to consolidate this case with Mary Weber v. Robert Carmona, et al., Cause Number 4:11CV432 DDN, currently pending in this Court before the Honorable David D. Noce, and Tabitha Burnia v. Robert Carmona, et al., Cause Number 4:11CV433 FRB, currently pending before the Honorable Frederick R. Buckles. Plaintiffs consent to consolidation. Because these cases involve the same defendants as well as related factual and legal issues, the motion to consolidate will be granted.

The scheduling conference remains set for April 22, 2011, and the Order Setting Rule 16 conference applies to all consolidated cases. The joint proposed scheduling plan should include a statement about whether plaintiffs intend to file an amended consolidated complaint.

Accordingly,

**IT IS HEREBY ORDERED** that defendant's motion to consolidate [#10] is granted.

**IT IS FURTHER ORDERED** that this case is consolidated with Mary Weber v. Robert Carmona, et al., Cause Number 4:11CV432 DDN, and Tabitha Burnia v. Robert Carmona, et al., Cause Number 4:11CV433 FRB, for all purposes.

**IT IS FURTHER ORDERED** that from this date forward all papers shall be filed in this case only, that no further pleadings or papers be filed in Cause Numbers 4:11CV432 DDN and 4:11CV433 FRB, and that Cause Numbers 4:11CV432 DDN and 4:11CV433 FRB are administratively closed.

**IT IS FURTHER ORDERED** that plaintiffs shall file a response to defendants' motion to allow salvage [#9] by March 28, 2011.



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CATHERINE D. PERRY  
UNITED STATES DISTRICT JUDGE

Dated this 22nd day of March, 2011.